



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
KWOK PUN LEE ET AL  
Serial No. 09/818,715  
Filed: MARCH 27, 2001

Atty. Docket  
US010071  
Group Art Unit: 21781  
Examiner: T. V. HUYNH  
CONF. No.: 1324

Title: DICOM TO XML GENERATOR

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**DECLARATION PURSUANT TO 37 C.F.R. §1.131**

Sir:

I, Kwok Pun Lee, hereby declare that:

1. I am the applicant of United States Patent  
Application Serial No. 09/818,715, filed March 27, 2001.

2. The U.S. Patent Publication No. 2002/0122057 to  
Maloney, (hereinafter "Maloney"), has been identified by the  
Examiner in the Office Action dated July 2, 2004. Maloney was  
published on September 5, 2002 based on a patent application  
that was filed on March 2, 2001. The invention disclosed and  
claimed in United States Patent Application Serial No.  
09/818,715 was completed in the United States by my co-inventor,

Jingkun Hu, and myself, under our direct control prior to the publication of Maloney.

4. As evidence of the completion of the above invention, annexed hereto is Exhibit A. Exhibit A consists of a copy of a Philips Research restricted access report of work performed in my place of employment at Philips North America Corporation, Philips Research Center in Briarcliff Manor, New York, showing reduction to practice of the claimed invention. The activity contributing to this reduction to practice was conducted by myself, Jingkun Hu, and/or technicians working under our direct supervision and control prior to the filing and publication dates of Maloney.

5. The reduction to practice evidenced by Exhibit A consists of a description for a translator for structured reports from DICOM binary format to Extensible Markup Language (XML) format. This restricted access report was not available to the public and was utilized as the basis for the preparation of United States Patent Application Serial No. 09/818,715

7. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 28th September, 2004

Kwok Pun Lee

Kwok Pun Lee